

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION**

FORD MOTOR CREDIT COMPANY LLC,§

*Plaintiff,*

VS.

BART REAGOR AND RICK DYKES,

*Defendants.*

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CIVIL ACTION NO. 5:18-cv-00186

(Jury Trial Demanded)

**NOTICE OF WITHDRAWAL OF RICK DYKES  
FROM RESPONSE AND BRIEF TO  
PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT**

**TO THE HONORABLE SAM R. CUMMINGS,  
UNITED STATES DISTRICT JUDGE:**

Rick Dykes, defendant in the above-captioned proceeding, files this Notice of Withdrawal from Response and Brief to Plaintiff's Motion for Summary Judgment.

1. Mr. Dykes and Plaintiff Ford Motor Credit Company, LLC ("Ford Credit") have reached a settlement under which Mr. Dykes granted Ford Credit a consent judgment in this civil action (Dkt #46).

2. Prior to the settlement, Mr. Dykes was a party to the Defendants' Response and Brief to Plaintiff's Motion for Summary Judgment (Dkt # 40). As a result of the settlement, Mr. Dykes withdraws (i) from Defendants' Response and Brief to Plaintiff's Motion for Summary Judgment, and (ii) his affidavit in support of Defendants' Response and Brief to Plaintiff's Motion for Summary Judgment (exhibit 5, dkt # 41).

Respectfully submitted,

/s/ Tom Kirkendall

Tom Kirkendall

State Bar No. 11517300

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**ATTORNEY-IN-CHARGE FOR  
RICK DYKES, DEFENDANT**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument, was served on respective counsel for the other parties to this civil action via electronic transmission via the Court's ECF system on the 4<sup>th</sup> day of April, 2019.

/s/ Tom Kirkendall

Tom Kirkendall